

3/6/2019

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

RECEIVED

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THOMAS G. BRUTON LERK, U.S. DISTRICT COURT

21	CLERK, U.S. DISTRIC
Phalyon L. MEFarth	zing
(Enter above the full name of the plaintiff or plaintiffs in this action) vs. C/o Colone C/o Norwood C/o Carter C/o Fett	1:19-cv-00777 Judge Rebecca R. Pallmeyer Magistrate Judge Mary M. Rowland PC6
C/O A l cazar (Enter above the full name of ALL defendants in this action. Do not use "et al.")	
CHECK ONE ONLY:	
COMPLAINT UNDER U.S. Code (state, county	R THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983 y, or municipal defendants)
COMPLAINT UNDER 28 SECTION 1331 U.S	RTHE CONSTITUTION ("BIVENS" ACTION), TITLE 6. Code (federal defendants)
OTHER (cite statute, if	known)
BEFORE FILLING OUT THIS COM	PLAINT, PLEASE REFER TO "INSTRUCTIONS FOR

A.	Name: Phalyon L. MEFarthing
В.	List all aliases:
C.	Prisoner identification number: ¥33546
D.	Place of present confinement: Lawrence C.C.
E.	Address: 10930 Lawrence Rd. Symner IL.
num	ere is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.I ber, place of confinement, and current address according to the above format on rate sheet of paper.)
	ndant(s):
posit	below, place the full name of the first defendant in the first blank, his or her officition in the second blank, and his or her place of employment in the third blank. Space wo additional defendants is provided in B and C .)
posit	ion in the second blank, and his or her place of employment in the third blank. Space
posit for t	ion in the second blank, and his or her place of employment in the third blank. Space wo additional defendants is provided in B and C.)
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posit for t	ion in the second blank, and his or her place of employment in the third blank. Space wo additional defendants is provided in B and C .) Defendant: Colone (First Name Vnknown) Title: Correctional officer
position to A.	ion in the second blank, and his or her place of employment in the third blank. Space wo additional defendants is provided in B and C.) Defendant: Colone (First Name Unknown) Title: Correctional officer Place of Employment: Cook County Jan
position to A.	ion in the second blank, and his or her place of employment in the third blank. Space wo additional defendants is provided in B and C.) Defendant: Colone (First Name Unknown) Title: Correctional officer Place of Employment: Cook County Jan Defendant: Norwood (First name Unknown)
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position to A. B.	ion in the second blank, and his or her place of employment in the third blank. Space wo additional defendants is provided in B and C.) Defendant: Colone (First Name Unknown) Title: Correctional officer Place of Employment: Cook County Jan Defendant: Norwood (First name Unknown) Title: Correctional officer Place of Employment: Cook County Jan

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

Defendant: Let (First Name Unknown) Title:Correctional efficie Place of EmploymentCook County Sail Defendant:Abuteen (First WAME Unknown) Title:Correctional officer Elace of Employment:Cook County Park		Case: 4:190 cv 2007777 Documenti#: 6 Filed: 03/06/19 Page 3 of 144 Page 10 #29 1) Frendents:
TITLE: Correctional efficient Place of lindbuyment Cook County Sail Defindant: Abuten (First wame Unknown) Title: Correctional officer).	Defindant: Jet (First Name Unknown)
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Title: Correctional officer		Defindant: 16 when (Irest Wame (monowa)
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III.	List cour	ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal in the United States:
	A.	Name of case and docket number: Name of case and docket number:
	В.	Approximate date of filing lawsuit:
	C.	List all plaintiffs (if you had co-plaintiffs), including any aliases:
		List all defendants: NA
	D.	List all defendants:
	Ε.	Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county):
	F.	Name of judge to whom case was assigned:
	G.	Basic claim made: NA
	H.	Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?):
	I.	Approximate date of disposition:

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. COPLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

Correctional of files MH; Correctional officer other MEATA "Control NUMBER" with A common from

"Thank you for your satience" There was a complete blant blatant disregard of basic human decency and Violation of O.C.C. 730 DLCS 5/3-7-3. I was not moved to snother cell with working sounding At my time. I had to veinste and deficate in A don-working forlet. A few times I was shorded an opportunity to defir the in the Day room. The Control # for this Matter is 201809041. My rights were violated clearly where he defendants Acted with deliberate Indifference to my complaints about A non finctioning tribet, for 22 days I was left in A (Ell without A functioning toilet. I contend that those conditions were cred and unusual sunuhment. Prisons and Sail must provide INMATES With "An envienment that does not threaten Their Mental and physical Well-being" It is clear that I was exposed for unsanitary and jossibly unheathal Conditions. Those Conditions were Exercised by the Unavailability of mother CAI to house me. I had physical sains due to having to hold my bunels And At homes I could not want to be het out to the day rom of Use A working babastery.

Case: 1:19 cv-90777 Pocument: 4: 6 Filed: 03/06/19 Page 7 of 14 Page B # 33

The mental angush find I taperenced Coursed me to be

depressed at most times. The smell also caused me

Anysual pain to have to Endure vination and electron

in Such a Small area was difficult. It was a senseless

Act on behalf of love county to periodly where there were

other areas I could have been transferred to. The mere

fact that there was no effort to shove me out of that

passicular Cell for the Amount of time I spent on there

without working holes in and or Asolf shows deliberate

indifference.

Anniel was Forced to Suffer Extreme deprivations
of Minimal Civilized Mensure of Accessities. Jul and
Frisch officials must provide humane Conditions of
Confinement; they Must ensure that marries receive
adequate food, clothing, sheller and Medical Care and
Must take reasonable Mensure to ensure the Sarety
of inmates and a dean Environment.

V.	Relief:	
	State briefly exactly what you want the court to do for you	 ~

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Thomas con pensation for the shyciest and mental

Damages I suffered for the Amount of \$50,000.00

And injunitive relief for (ook county to Expediently

felan non functioning tolets as a priority and with in

24-12 hours.

VI. The plaintiff demands that the case be tried by a jury. YES NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 30 day of Jangas, 20 19

(Signature of plaintiff or plaintiffs)

(Print name)

X33544

(I.D. Number)

10930 Lawrence Rd Summer II. 62460

(Address)



Case: 1:19-CV-00777 Document #: 6 File	edi: 03/06/19 Page 9 Of 14 Pagel D #:3	5
(Oficina del Alguacil del Condado de Cook)	CONTROL #	
INDIANTE COUNTYANICE FORM		

CHOOK COURS	(Oficina del Alguacil del	Condado de Cook)	ileu. 02/06/.	CONTROL#		TE ID#
BREAUTY	NMATE GRIEVAN	CE FORM				11.3
The state of the s	Formulario de Queja del	Preso) BY INMATE SERVICES STAFF C	NI Y I (! Para	ser llenado solo por el pe	rsonal de Inmate Servic	es I)
☐ Emergency Griev	The state of the s		☐ Cermak He	ealth Services	Santa Espain	
☐ Grievance ☐ Non-Compliant (Srievance		☐ Superinter ☐ Other:	ndent:	Commission (India of March 1996)	Name of the last o
	West Control of the Control		Charles State of the State of t	Anna Cia Captant (200		
PRINT-INMATE LAST NAM	E (Apellido del Preso):	PRINT - FIRST NAME (Prime	r Nombre):	INMATE BOO	KING NUMBER (# de identificado	ion del Preso)
DIVISION (División):	ning	LIVING UNIT (Unidad):	P~)	DATE (Fecha):	001232	16
		36 30	080	7.	-30-18	
DESCRIPTION OF THE PROPERTY OF		IEVANCE GUIDELINES AN				
The grieved issue is not on	e of the following non-grievable	II criteria listed below in order to le matters: formulation of departmer	be assigned a cont tal policies, inmate cl	rol #, to be appealed and/or assification including designatio	to exhaust remedies. n of an inmate as a security ri	sk or protective
The grieved issue must have	s of the inmate disciplinary he we occurred within the last 15	calendar days unless the allegation is	of sexual assault, ha	rassment, voyeurism, or abuse.	If the grievance includes an	allegation of
The grieved issue must not	be a repeat submission of a gri	imits exist. If you believe an exception evance collected within the last 15 cal	endar days.		(Worker.)	
The grieved issue must not	be a repeat submission of a gri	evance that previously received a resp evance that previously received a resp 	oonse and was appeal oonse and you chose n	ed. ot to appeal the response within	i 15 calendar days	hir san bitti ilg
The grievance form must no	contain offensive or harassing lot contain more than one issue		indicial matters or	andical staff at outlying bosoits	に 連続 年) ランガル形式で、 メンジン・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・	a de la composition
The grievance issue must n		DIRECTRICES PARA AGRA			Sett.	Silver salt
El asunto de la queja tie	ne que satisfacer todo el ci ede ser ninguno de los siguient	riterio listado más abajo para obte tes temas, que no se consideran queja	ner un número de co s formales: formulació	ontrol, para ser apelado y/o a ón de reglas del departamento. (gotar todos los remedios p Clasificación del preso incluye	osibles.
designación del preso. Tal o El asunto de la queja forma	como riesgo de seguridad o cus Il tiene que haber pasado en lo	todia de protección para los presos, o s últimos 15 días calendarías a menos	decisiones del oficial que la acusación sea	de audiencias disciplinarias para de acoso sexual, hostigamiento,	los presos. voyerismo, o abuso. Si la que	ja incluye
(TRC/CRW).		abuso, no existe tiempo límite. Si ust		a excepción, hable o vea a un Tr	ibajador de Rehabilitación Co	rreccional
El asunto de la queja no pu	ede ser una repetición de una o	queja sometida en los últimos 15 días queja previamente recibida y la cual y	a ha recibido una resp	uesta y fue apelada.		
los 15 días calendarios.	The Following Prince	queja previamente reciba y la cual ya l	ha recibo una respues	ta y usted recibida no someter u	na apelación sobre la decisión	n dada en
La solitud de la queja no pu	ede contener lenguaje ofensivo ede contener más de un asunt	0.				
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SUPERINTENDENT/DIRECTOR/DESIGNEE (Print);	SIGNATURE:	: DATEREVIEWED:



(FCN-40b) (AUG 16)

(Formulario de Queja del Pre		U	4091 105718714
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RIEVANCE ISSUE AS DETERMINED BY CRW:	1 - CONT	10 px 60 (Plus	mbr)
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IMEDIATE CRW RESPONSE (if applicable): (R.J.	notified ignition	es Managemen	at, which work
order was previously p	11, ced # 31 1840	The state of the s	WALL REAL PROPERTY OF THE PARTY OF THE
	tendent, Cermak Health Services):	THE REPORT OF THE PARTY OF THE	DATE REFERRED:
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(Con el fin de agotar los recursos adm haya recibido la respuesta. La apelac. Independent of the CCDOC procedure grievance to the Illinois Department of 62794. (De manera independiente del proced enviár la queja de la apelación a Illino Springfield Illinois 62794.)	nces in order to exhaust administrative reministrativos, las apelaciones de las quejas sión se debe enviar en todos los casos a fin de and after receiving an appeal decision, if of Corrections, Jail and Detention Standard dimiento del CCDOC, y tras recibir la resoluciois Department of Corrections, Jail and Detention Standard auna apelación:	se deben realizar en el plazo de 1 de agotar los recursos administra you are dissatisfied with the outc ls Unit, 1301 Concordia Court, P.C ción de una apelación, si no está s tention Standards Unit, 1301 Conc	tivos.) ome, you must submit the appeal D. Box 19277, Springfield Illinois catisfecho con el desenlace, debe ordia Court, P.O. Box 19277,
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	S ACCEPTANCE OF INMATE'S APPE	AL? Yes (Si)	
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(WHITE COPY - INMATE SERVICES)

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Case: 1:18-0x-983777 Posturent#: 9 Filed: 03/06/19 Page 11 of 14 Page 19 #:37 (Oficina del Alguacil del Condado de Cook) CONTROL# INMATE ID # INMATE GRIEVANCE FORM (Formulario de Queja del Preso) ! THIS SECTION IS TO BE COMPLETED BY INMATE SERVICES STAFF ONLY ! (! Para ser llenado solo por el personal de Inmate Services !) ☐ Cermak Health Services ☐ Emergency Grievance ☐ Superintendent: ☐ Grievance ☐ Other: ☐ Non-Compliant Grievance INMATE BOOKING NUMBER (# de identificación del Preso PRINT - FIRST NAME (Primer Nombre) DIVISION (División): **GRIEVANCE GUIDELINES AND SUMMARY OF COMPLAINT** Your grieved issue must meet all criteria listed below in order to be assigned a control #, to be appealed and/or to exhaust remedies. The grieved issue is not one of the following non-grievable matters: formulation of departmental policies, inmate classification including designation of an inmate as a security risk or protective custody inmate, or decisions of the inmate disciplinary hearings officer. The grieved issue must have occurred within the last 15 calendar days unless the allegation is of sexual assault, harassment, voyeurism, or abuse. If the grievance includes an allegation of sexual assault, harassment, voyeurism, or abuse no time limits exist. If you believe an exception applies please see a CRW (Correctional Rehabilitation Worker.) The grieved issue must not be a repeat submission of a grievance collected within the last 15 calendar days. The grieved issue must not be a repeat submission of a grievance that previously received a response and was appealed. The grieved issue must not be a repeat submission of a grievance that previously received a response and you chose not to appeal the response within 15 calendar days The grieved issue must not contain offensive or harassing language. The grievance form must not contain more than one issue. The grievance issue must not pertain to non-jail related concerns such as with arresting agencies, judicial matters, or medical staff at outlying hospitals, etc. DIRECTRICES PARA AGRAVIOS Y RESUMEN DE QUEJA El asunto de la queja tiene que satisfacer todo el criterio listado más abajo para obtener un número de control, para ser apelado y/o agotar todos los remedios posibles. El asunto de la queja no puede ser ninguno de los siguientes temas, que no se consideran quejas formales: formulación de reglas del departamento. Clasificación del preso incluyendo designación del preso. Tal como riesgo de seguridad o custodia de protección para los presos, o decisiones del oficial de audiencias disciplinarias para los presos. El asunto de la queja formal tiene que haber pasado en los últimos 15 días calendarías a menos que la acusación sea de acoso sexual, hostigamiento, voyerismo, o abuso. Si la queja incluye acusaciones de acoso sexual, hostigamiento, voyerismo, o abuso, no existe tiempo límite. Si usted cree que existe una excepción, hable o vea a un Trabajador de Rehabilitación Correccional (TRC/CRW). El asunto de la queja no puede ser una repetición de una queja sometida en los últimos 15 días calendarios: El asunto de la queja no puede ser una repetición de una queja previamente recibida y la cual ya ha recibido una respuesta y fue apelada. El asunto de la queja no puede ser una repetición de una queja previamente reciba y la cual ya ha recibo una respuesta y usted recibida no someter una apelación sobre la decisión dada en los 15 días calendarios. El asunto de la queja no puede contener lenguaje ofensivo o amenazante La solitud de la queja no puede contener más de un asunto. El asunto de la queja no puede corresponder a asuntos no relacionados con la cárcel tal como preocupaciones sobre la agencia de arresto, asuntos judiciales, o empleados médicos de hospitales periféricos, etc. REQUIRED -REQUIRED = REQUIRED -RECUIRED -NAME and/or IDENTIFIER(S) OF ACCUSED DATE OF INCIDENT TIME OF INCIDENT SPECIFIC LOCATION OF INCIDENT (Horad del Incidente) (Fecha del Incidente) (Lugar Específico del Incidente) anciarula and Stal

NAME OF STAFF OR INMATE(S) HAVING INFORMATION REGARDING THIS COMPLAIN (Nombre del personal o presos que tengan información:) Norwon

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CRW/PLATOON COUNSELOR (Print):	SIGNATURE:	DATECRW/PLATOON COUNSELOR RECIEVE

SUPERINTENDENT/DIRECTOR/DESIGNEE (Print):

SIGNATURE:

DATEREVIEWED

(FCN-40b) (AUG 16)

INMATE GRIEVANCE RESPONSE/APPEAL FORM
(Formulario de Queja del Preso/ Apelación)

0351846

	INMATE INFORMATION TO BE COMPLETED BY INMATE			经 有力
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MATE	 To exhaust administrative remedies, grievance appeals must be made within 15 calenda appeal must be filed in all circumstances in order to exhaust administrative remedies. (Con el fin de agotar los recursos administrativos, las apelaciones de las quejas se deber haya recibido la respuesta. La apelación se debe enviar en todos los casos a fin de agota. Independent of the CCDOC procedure and after receiving an appeal decision, if you are grievance to the Illinois Department of Corrections, Jail and Detention Standards Unit, 1 62794. 	n realizar en el plazo de 15 de ar los recursos administrativo dissatisfied with the outcom 1301 Concordia Court, P.O. B	os después de que el recluso os.) e, you must submit the appeal ox 19277, Springfield Illinois	TO BE COMPLE
ETED BY IN	(De manera independiente del procedimiento del CCDOC, y tras recibir la resolución de u enviar la queja de la apelación a Illinois Department of Corrections, Jail and Detention S Springfield Illinois 62794.) DATE OF INMATE'S REQUEST FOR AN APPEAL: (Fecha de la solicitud de la	Standards Unit, 1301 Concord	sfecho con el desenlace, debe lia Court, P.O. Box 19277,	LETED BY INM
	INMATE'S BASIS FOR AN APPEAL: (Base del preso para una apelación:)			ATE
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INMAT	TE SERVICES DI SECTOR/DESIGNEE (Administrator o/su Designado(a)): SIGNATURE (Firma de Administra	ador o(su Designado(a):):	DATE (Festion 47)	Ħ
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INMAT	Chely Lil NG 1th	recibida)	77,18	INMATE

(YELLOW COPY - C.R.W.)

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(WHITE COPY - INMATE SERVICES)



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10930 Lawrence RD. Sumner II. 60466

CLERK U.S. DISTRICT COURT THOMAS G ERUTON

FEB - 6 2019

Magistrate Judge Mary M. Rowland Judge Rebecca R. Pallmeyer 1:19-cv-00777

J.S. District Court Northern District of

219 South Dearborn 3t. Chicago IL. 60604





FGAL MAIL



